

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

BERNADETTE HIGHTOWER, LATERSHIA
JONES, GEORGE DEAN, and BRUCE MARK
WOODRUFF, individually, and on behalf of all
others similarly situated,

Plaintiffs,

vs.

RECEIVABLES PERFORMANCE
MANAGEMENT, LLC,

Defendant.

CASE NO.: 2:22-cv-01683-RSM

**STIPULATION AND ORDER FOR
EXTENSION OF TIME FOR
DEFENDANT TO ANSWER AMENDED
CONSOLIDATED CLASS ACTION
COMPLAINT AND TO SUBMIT
INITIAL DISCLOSURES AND JOINT
STATUS REPORT AND CASE
MANAGEMENT PLAN**

I. STIPULATION

Pursuant to Local Rules 7(j) and 10(g), Plaintiffs BERNADETTE HIGHTOWER, LATERSHIA JONES, GEORGE DEAN, and BRUCE MARK WOODRUFF, individually and on behalf of all others similarly situated (“Plaintiffs”) and Defendant RECEIVABLES PERFORMANCE MANAGEMENT, LLC (“Defendant”) hereby respectfully submit this stipulated motion for an extension of time for Defendant to answer, move or otherwise respond to Plaintiffs’ Consolidated Amended Class Action Complaint and for an extension of time to submit Initial Disclosures and Joint Status Report and Discovery Plan, in support thereof, state as follows:

STIPULATION AND ORDER RE:
EXTENSION OF TIME - 1
NO. 2:22-cv-01683-RSM

1 1. Plaintiffs filed their Amended Consolidated Class Action Complaint on May 4,
2 2023. ECF No. 42.

3 2. Defendant's current due date for responding to Plaintiffs' Consolidated Class
4 Action Complaint is August 28, 2023. ECF No. 46.

5 3. Additionally, the following deadlines for initial disclosure and submission of the
6 Joint Status Report and Discovery Plan are in place: (1), Deadline for FRCP 26(f) Conference:
7 September 1, 2023; (2) Initial Disclosures Pursuant to FRCP 26(a)(1): September 8, 2023; and
8 (3) Combined Joint Status Report and Discovery Plan as Required by FRCP 26(f) and Local
9 Civil Rule 26(f): September 15, 2023. ECF No. 43.

10 4. As set forth in the Parties' motion to amend complaint and for an extension of
11 time for Defendant to respond to the Amended Consolidated Class Action Complaint (ECF No.
12 40), the Parties agreed to discuss the possibility of an early resolution, including the exchange of
13 information to allow the Parties to evaluate the strengths and weaknesses of Plaintiff's claims
14 and Defendant's defenses, as well as the scheduling of a mediation before Hon. Wayne Andersen
15 (Ret.). This mediation was conducted on July 12, 2023. *See also* ECF No. 45.

16 5. Following completion of this mediation session, the Parties are continuing to
17 engage in discussions regarding an early resolution with the assistance of the mediator. The
18 Parties have exchanged documentation in aid of an early resolution and are continuing to discuss
19 any early resolution of the matter with Hon. Wayne Andersen (Ret.), including the scheduling of
20 a second day of mediation, anticipated to take place in early October.

21 6. The Parties agree that it would be beneficial to further extend the time for
22 Defendant to answer, move or otherwise respond to Plaintiffs' Consolidated Amended
23 Complaint while these discussions are ongoing.

24 7. As such, in light of the above and subject to Court approval, the Parties stipulate
25 and agree that Defendant shall have an extension of time up to and including October 27, 2023 to
26

answer, move or otherwise respond to Plaintiffs' Consolidated Amended Class Action Complaint.

8. Moreover, the Parties stipulate and agree, subject to Court approval, that the deadlines for initial disclosure and submission of the Joint Status Report and Discovery Plan be extended as follows: (1), Deadline for FRCP 26(f) Conference: November 1, 2023; (2) Initial Disclosures Pursuant to FRCP 26(a)(1): November 8, 2023; and (3) Combined Joint Status Report and Discovery Plan as Required by FRCP 26(f) and Local Civil Rule 26(f): November 15, 2023.

WHEREFORE, the Parties respectfully request that this stipulated motion be granted and that Defendant be granted an extension of time up to and including October 27, 2023 to answer, move or otherwise respond to Plaintiffs' Consolidated Amended Class Action Complaint, and that the deadlines for initial disclosure and submission of the Joint Status Report and Discovery Plan be extended as follows: (1), Deadline for FRCP 26(f) Conference: November 1, 2023; (2) Initial Disclosures Pursuant to FRCP 26(a)(1): November 8, 2023; and (3) Combined Joint Status Report and Discovery Plan as Required by FRCP 26(f) and Local Civil Rule 26(f): November 15, 2023.

IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD on this 25th day of August, 2023.

TOUSLEY BRAIN STEPHENS PLLC

/s/ Kaleigh N. Boyd

Kaleigh N. Boyd, WSBA # 52684

Jason T. Dennett, WSBA # 30686

1200 Fifth Avenue, Suite 1700

Seattle, WA 98101-3147

kboyd@tousley.com

jdennett@tousley.com

Interim Liaison Counsel

GORDON REES SCULLY MANSUKHANI,
LLP

/s/ Sarah Turner

Sarah Turner, WSBA # 37748

701 Fifth Avenue, Suite 2100

Seattle, Washington 98104

sturner@grsm.com

1 Bryan L. Bleichner, *pro hac vice*
2 Philip Krzeski, *pro hac vice*
3 Chestnut Cambronne PA
4 100 Washington Avenue South, Suite 1700
5 Minneapolis, Minnesota 55401
6 bbleichner@chestnutcambronne.com
7 pkrzeski@chestnutcambronne.com

Brian E. Middlebrook, *pro hac vice*
John T. Mills, *pro hac vice*
One Battery Park Plaza, 28th Floor
New York, New York 10004
bmiddlebrook@grsm.com
jtmills@grsm.com
Attorneys for Defendant

8 John A. Yanchunis, *pro hac vice*
9 Ryan D. Maxey, *pro hac vice*
10 Morgan & Morgan Complex Business Division
11 201 N. Franklin Street, 7th Floor
12 Tampa, Florida 33602
13 jyanchunis@forthepeople.com
14 rmaxey@forthepeople.com
15 ***Interim Co-Lead Counsel***

ORDER

It is so ORDERED:

Defendant shall answer, move or otherwise respond to Plaintiffs' Consolidated Class Action Complaint on or before October 27, 2023.

The deadlines for initial disclosure and submission of the Joint Status Report and Discovery Plan per ECF No. 43 are extended as follows: (1), Deadline for FRCP 26(f) Conference: November 1, 2023; (2) Initial Disclosures Pursuant to FRCP 26(a)(1): November 8, 2023; and (3) Combined Joint Status Report and Discovery Plan as Required by FRCP 26(f) and Local Civil Rule 26(f): November 15, 2023.

Dated this 28th day of August, 2023.



RICARDO S. MARTINEZ
UNITED STATES DISTRICT JUDGE